

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

INNOVATIVE SOLUTIONS
INTERNATIONAL, INC., a Washington
corporation,

Plaintiff,

v.

HOULIHAN TRADING CO., INC., a
Florida corporation; BRIGHTON SALES
AND MARKETING, LLC, an Arkansas
limited liability company; MARCUS
TECHNOLOGIES LLC, a Texas limited
liability company; SHUMAKER
INTERNATIONAL CORP., a Tennessee
corporation; COOK INTERNATIONAL
TRADE & BROKERAGE, INC., a Florida
corporation; NORTH SOUTH FOODS
GRP., INC., a Florida corporation;
HENLEY'S WHOLESALE MEATS, INC.,
an Arkansas corporation; PILGRIM'S
PRIDE CORP., a Delaware corporation; and
DOES 1–10,

Defendants.

Case No. 2:22-cv-00296-JCC

~~STIPULATION AND PROPOSED~~
ORDER TO FILE SECOND AMENDED
COMPLAINT

The parties, through their undersigned counsel of record, agree to and stipulate as follows:

1. On June 8, 2022, Plaintiff Innovative Solutions International, Inc. ("Plaintiff"

~~STIPULATION AND PROPOSED~~ ORDER TO FILE SECOND
AMENDED COMPLAINT - 1

Case No. 2:22-cv-00296-JCC
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1 or “Innovative”) filed its First Amended Complaint against Defendants Houlihan Trading
2 Company, Inc., Marcus Technologies LLC, Brighton Sales and Marketing, LLC, Cook
3 International Trade & Brokerage, Inc., Shumaker International Corporation, North South
4 Foods Group, Inc., Henley’s Wholesale Meats, Inc., Pilgrim’s Pride Corporation, and Doe
5 Defendants 1–10.

6 2. Brighton Group, LLC had notice of the First Amended Complaint and its
7 counsel notified Plaintiff that “Brighton Group, LLC” rather than “Brighton Sales and
8 Marketing, LLC” is the name of the correct defendant in this action. Houlihan Trading
9 Company, Inc. and Henley’s Wholesale Meats, Inc. have appeared in this action and join this
10 Stipulation.

11 3. Plaintiff amends its First Amended Complaint to name “Brighton Group,
12 LLC” as a defendant instead of “Brighton Sales and Marketing, LLC.”

13 4. It is stipulated and agreed that the caption in the above-referenced case should
14 be amended as reflected in **Exhibit A** attached hereto.

15 5. It is further stipulated and agreed that, at the present time, and upon
16 information and belief, Brighton Sales and Marketing, LLC should not be party to this case
17 and Plaintiff is not aware of any claims against this entity at this time.

18 6. Federal Rule of Civil Procedure 15(a) provides that leave to amend a
19 complaint “shall be freely given when justice so requires.” Fed. R. Civ. P. 15(a). The Ninth
20 Circuit has emphasized that “[r]ule 15’s policy of favoring amendments to pleadings should
21 be applied with ‘extreme liberality.’” *DCD Programs, Ltd v. Leighton*, 833 F.2d 183, 186 (9th
22 Cir. 1987); *see also Bowles v. Read*, 198 F.3d 752, 757-58 (9th Cir. 1999).

23 7. The undersigned parties agree that Plaintiff’s amendments to the First
24 Amended Complaint will not result in undue delay or in any prejudice to any party.

25 8. Pursuant to Local Rule 15, a copy of the proposed Second Amended
26 Complaint showing as redlines the changes made to the First Amended Complaint to create

the Second Amended Complaint is attached hereto as **Exhibit A**.

IT IS HEREBY STIPULATED, by and between the parties, by and through their respective counsel, that Plaintiff should be granted leave to file the Second Amended Complaint attached hereto as Exhibit A with changes accepted.

IT IS SO STIPULATED.

Dated: June 28, 2022

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Attorneys for Defendant Henley's Wholesale Meats, Inc.

ORDER

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

IT IS ORDERED that Plaintiff is granted leave to amend to file its Second Amended Complaint, a copy of which is attached hereto as Exhibit A, with changes accepted. Plaintiff shall file and serve its Second Amended Complaint within fourteen (14) days of this Order pursuant to LCR 15.

IT IS SO ORDERED.

DATED this 28th day of June 2022.

A handwritten signature in black ink, reading "John C. Coughenour", written over a horizontal line.

John C. Coughenour
UNITED STATES DISTRICT JUDGE